

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON JULY 12, 2011

11-07-12 1 The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Al Bloemendaal, John Degen, Arlyn Kleinwolterink, Mark Sybesma and Dennis Wright.

11-07-12 2 Minutes of the meeting held on June 28, 2011, were submitted and the Chairman declared them approved.

11-07-12 3 Coleman McAllister, Sioux County Attorney

- Updated the Board on an Early Childhood Iowa Fiscal Agent Agreement. The Board instructed the County Attorney to review the contract, and revise it to include language addressing unemployment concerns.
- Reported that EDMS is progressing. The Attorney's office hopes to go live with filings on July 25. McAllister stated that this automated system will be beneficial for law enforcement as well as attorneys once it is in place.
- Informed the Board that a ruling has been received from Judge Neary in a case involving the Planning and Zoning Commission. A law suit was initiated by neighbors after the Planning and Zoning Commission gave a favorable ruling to construct a sportsman's complex at the former Sandy Hollow Golf Course. The suit protested the validity of the ruling of the Planning and Zoning Commission. The Planning and Zoning Commission was ordered to present to the Court the records that were relied upon to make the decision. Judge Neary held a telephonic conference on July 1 in which he decided to stop proceedings and defer the matter to the Sioux County Board of Supervisors. McAllister advised the Board that in his opinion they have three options. Option 1: Appeal Judge Neary's ruling. This would require a definitive answer from the Court of Appeals – a 12-24 month appeal process. Option 2: Honor Judge Neary's ruling and hold a public hearing. This option is less costly, and brings the matter to fruition more quickly. Option 3: Ask the Judge to reconsider the ruling. A decision does not need to be made today. After 30 days the ruling is final.

11-07-12 4 Anita Van Bruggen, Sioux County Recorder presented the Recorder's Quarterly and Annual Reports to the Board. The reports were received for information.

11-07-12 5 Dan Altena, Sioux County Sheriff

- Requested that the Board approve and that the Chairman sign Contract Law Agreements with the following cities in Sioux County: Boyden, \$73,337; Granville, \$21,319; Hospers, \$73,337; Hull, \$237,067; and Maurice - \$17,055. Chatsworth will no longer contract with Sioux County. Motion by Bloemendaal and supported by Wright to approve Contract Law Agreements as submitted by Altena. Motion carried, unanimous in favor.
- Introduced a new employee for confirmation by the Board. Motion by Wright and supported by Kleinwolterink to authorize the hiring of a new detention officer, Nicole Burns. Motion carried, unanimous in favor.

- Motion by Kleinwolterink and supported by Bloemendaal to approve switching the telephone system used by inmates within the jail to Reliance Telephone. Motion carried, unanimous in favor.
- The Sheriff's Quarterly Report was received for information.

11-07-12 6 As this was the date and 9:30 a.m. the time set for a Public Hearing to review a construction permit application for a dairy confinement, said hearing was opened by the Chairman and held according to law. Shane Walter, Zoning Administrator presented a construction permit request from Rolling View Farms, Inc. (Walt Vander Waal). The request was for the construction of a new 1600 head dairy confinement facility in the S ½ of the SE ¼ of Capel Township, Section 25. A positive matrix evaluation score was received. No written or verbal comments were received regarding this project. The Public Hearing was closed by the Chairman. Motion by Wright and supported by Kleinwolterink to forward a favorable letter of recommendation to the DNR for this project. Motion carried, unanimous in favor.

11-07-12 7 As this was the date and 9:45 a.m. the time set for a Public Hearing to review a Zoning Board Reclassification request to change from Agricultural to Residential a parcel of property located at 3024 Hickory Avenue, Hull, Iowa, said hearing was opened by the Chairman and held according to law. The Planning and Zoning Board recommended a positive response to the request by the Board. No further comments either oral or written were received. The Public Hearing was closed by the Chairman, Motion by Wright and supported by Bloemendaal to approve the zoning reclassification request submitted by the Planning and Zoning Board on Parcel 170-04-23-101-003. Motion carried, unanimous in favor.

11-07-12 8 As this was the date and 10:00 a.m. the time set for a Public Hearing to consider replacing the air conditioning system in the Courthouse with a geothermal system with ice tanks, said hearing was opened by the Chairman and held according to law. The plan was presented. No comments oral or written were received. The Chairman closed the Public Hearing. Motion by Degen and supported by Kleinwolterink to authorize EDA to continue to implement the proposed geothermal project. Motion carried unanimous in favor. Motion by Bloemendaal and supported by Wright to authorize EDA to prepare specifications for the well digging portion of the project, subject to the review of the County Engineer. Motion carried, unanimous in favor.

11-07-12 9 Motion by Wright and supported by Degen to approve liquor license permits for the Rock Valley Gun Club and the Rock Valley Golf Course. Motion carried, unanimous in favor.

11-07-12 10 Chairman Sybesma left the meeting at 10:15, at which time Vice-Chairman Degen led the remainder of the meeting.

11-07-12 11 Shane Walter, Community Services Director

- Reported that Compass Pointe has increased its' request for funding for Fiscal Year 2012 due to an increase in population following the 2010 Census. The amount of requested will be \$30,334.00. Motion by Bloemendaal and supported by Kleinwolterink to increase the amount to be paid to Compass Pointe for FY 2012.
- Service awards were presented by the Vice-Chairman to Doug Houlton and Orville Rehder for Service on the Planning and Zoning Commission.

- Reported that the mental health bill was passed on the last day of the Legislative session. Work groups have been formed and will meet from now until December. The work group will include counties.

11-07-12 12 Doug Julius, Sioux County Engineer

- Asked for approval of one permit agreement:

Mid American Energy – Install 2,352 ft. of 2” plastic gas main in County R.O.W starting on the NE corner of Hwy 18 and Fig Avenue then going south to 3154 Fig Avenue to Double V Dairy in Rock Township, Sections 22 and 27.

Motion by Wright and supported by Kleinwolterink to approve the aforementioned permit agreement. Motion carried, unanimous in favor.

- Presented an update on road conditions in the County.
- Reviewed progress on construction projects.

11-07-12 13 COMMITTEE REPORTS:

- **Wright** – Attended a **YES** Board meeting on Friday. The client count is down substantially. Also attended a **Creative Living Center** meeting. They reported that the Center had one of the best quarters ever.

- **Bloemendaal** - Attended two meetings: One was for the Greater Sioux Community Health Center. At this meeting the budget was approved for the year beginning July 1 and did not include any Grant money from the State/Federal sources. With no increases in Staff salaries and looking for other ways to be efficient the Center begins its third year of service. The second meeting was the NW Iowa Planning and Development Council which approved a 1.9 million dollar budget for the next year and allows for a 3% raise for all employees.

- **Wright and Degen** attended the annual farm bureau meeting.

- **Degen** – Reported that the dive team has been called out several times. A training session was held in Hawarden on Saturday. Sonar has been added to the dive team boat. Degen is being trained to operate the sonar equipment.

11-07-12 14 Claims as submitted by the Auditor were approved for payment.

11-07-12 15 The Vice-Chairman adjourned the meeting at 11:00 a.m. until 9:00 a.m. Wednesday, July 27, 2011.

John Degen, Vice-Chairman
Sioux County Board of Supervisors

ATTEST: _____

Lois Huitink
Sioux County Auditor